

REMARKS

Claims 1-14 are pending in the present application. Claims 6 and 11-14 are amended by this amendment. No claims are canceled or added by this amendment.

Allowable Subject Matter

Initially, Applicant notes with appreciation the Examiner's indication claims 1-5 and 7-10 are allowed. In view of the amendments above and the remarks below, Applicant respectfully submits all of the claims in connection with the present application are patentable.

Claim Rejections under 35 U.S.C. § 101

Claims 6 and 11-14 stand rejected under 35 U.S.C. § 101 because the claimed invention is directed to non-statutory subject matter. Applicant respectfully traverses this rejection.

The Examiner asserts the claims are directed to computer programs or data structure that are not limited to being embodied on a tangible computer-readable medium. Applicant respectfully submits claims 6 and 11-14 are amended to be statutory by including language directed to a computer program on a computer-readable medium.

In view of the above, Applicant respectfully requests the rejections under 35 U.S.C. § 101 be withdrawn.

CONCLUSION

Accordingly, in view of the above amendments and remarks, reconsideration of the objections and rejections and allowance of each of the claims in connection with the present application is earnestly solicited.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Donald J. Daley at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

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By


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